

# Exhibit 4

**WayneBerry@FCS2003.com**

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**From:** "Wesley W. Ichida" <wes@loio.com>  
**To:** <WayneBerry@FCS2003.com>  
**Cc:** "Steven J. Kim" <sjk@loio.com>; "Maile M. Hirota" <maile@loio.com>; "Paul A. Lynch" <pal@loio.com>; "WFT" <THOMPSONHI@AOL.COM>  
**Sent:** Friday, July 27, 2007 7:04 PM  
**Subject:** RE: Activity in Case 1:03-cv-00385-SOM Berry v. Hawaiian Express Ser, et al Link

**I don't know, Mr. Berry. But I assume that it is the location of the person that he reports to. I don't know if it is lawyer or a normal person. Wes**

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**From:** WayneBerry@FCS2003.com [mailto:WayneBerry@FCS2003.com]  
**Sent:** Friday, July 27, 2007 8:03 PM  
**To:** Wesley W. Ichida  
**Subject:** Re: Activity in Case 1:03-cv-00385-SOM Berry v. Hawaiian Express Ser, et al Link  
**Importance:** High

Mr. Ichida,

Who is in LA that has authority over Lex Smith ?

Sincerely,

Wayne Berry

----- Original Message -----

**From:** [Wesley W. Ichida](#)  
**To:** [WayneBerry@FCS2003.com](#)  
**Cc:** [Paul A. Lynch](#) ; [Steven J. Kim](#) ; [Maile M. Hirota](#) ; [WFT](#)  
**Sent:** Friday, July 27, 2007 1:43 PM  
**Subject:** RE: Activity in Case 1:03-cv-00385-SOM Berry v. Hawaiian Express Ser, et al Link

**Mr. Berry: I had asked Lex for an extension this morning. I just asked him again, and he said that he has to check with LA. If he does not have authority to stipulate to a 14 day extension, I will contact Judge Kobayashi this afternoon and apprise her of the situation and hope to get an extension. If not, I will ask Judge Kobayashi on Monday at the hearing and let you know. Regards, Wes**

**From:** [WayneBerry@FCS2003.com](#) [mailto:WayneBerry@FCS2003.com]  
**Sent:** Friday, July 27, 2007 7:43 PM  
**To:** Wesley W. Ichida  
**Subject:** Re: Activity in Case 1:03-cv-00385-SOM Berry v. Hawaiian Express Ser, et al Link  
**Importance:** High

Mr. Ichida,

I was just talking to Mr. Hogan as this email came in. I asked him about it and if he had seen this email. He has not. Mr. Hogan does not have this document and does he have access to it. As he said in his original email, it is in your computers and also available on Pacer.

Have you gotten an extension yet for the Monday hearing ?

Sincerely,

Wayne Berry  
(808) 258-7144

----- Original Message -----

**From:** [Wesley W. Ichida](mailto:Wesley.W.Ichida)

**To:** [tjh@timhogan.com](mailto:tjh@timhogan.com) ; [Steven J. Kim](mailto:Steven.J.Kim)

**Cc:** [WayneBerry@FCS2003.com](mailto:WayneBerry@FCS2003.com)

**Sent:** Friday, July 27, 2007 1:09 PM

**Subject:** RE: Activity in Case 1:03-cv-00385-SOM Berry v. Hawaiian Express Ser, et al Link

**Tim: Why don't you just tell us what the doc. Is or e-mail it to us. Wes**

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**From:** [tjh@timhogan.com](mailto:tjh@timhogan.com) [mailto:tjh@timhogan.com]

**Sent:** Thursday, July 26, 2007 7:15 PM

**To:** Wesley W. Ichida; Steven J. Kim

**Cc:** [WayneBerry@FCS2003.com](mailto:WayneBerry@FCS2003.com); [tjh@timhogan.com](mailto:tjh@timhogan.com)

**Subject:** FW: Activity in Case 1:03-cv-00385-SOM Berry v. Hawaiian Express Ser, et al Link

This is the email that contained the order that is relevant to Monday's hearing. You will need to find it in the Berry directory on the server or downloading it again off of pacer.

Tim

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**From:** [hid\\_resp@hid.uscourts.gov](mailto:hid_resp@hid.uscourts.gov) [mailto:hid\_resp@hid.uscourts.gov]

**Sent:** Tuesday, July 24, 2007 5:03 PM

**To:** [hawaii\\_cmecf@hid.uscourts.gov](mailto:hawaii_cmecf@hid.uscourts.gov)

**Subject:** Activity in Case 1:03-cv-00385-SOM Berry v. Hawaiian Express Ser, et al Link

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**U.S. District Court**

**District of Hawaii - CM/ECF V3.04 (3/07)**

### **Notice of Electronic Filing**

The following transaction was entered on 7/24/2007 at 5:03 PM HST and filed on 7/24/2007

**Case Name:** Berry v. Hawaiian Express Ser, et al

**Case Number:** [1:03-cv-385](https://ecf.doh.uscourts.gov/caselist/1:03-cv-385)

**Filer:****WARNING: CASE CLOSED on 03/09/2006****Document Number:** [1071](#)**Docket Text:**

EO: COURT'S Inclination re [1065] MOTION to Compel. (Judge LESLIE E KOBAYASHI )(wnn, )

**1:03-cv-385 Notice has been electronically mailed to:**

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**1:03-cv-385 Notice will not be electronically mailed to:**

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The following document(s) are associated with this transaction:

**Document description:**Main Document  
**Original filename:**n/a

**Electronic document Stamp:**

[STAMP dcecfStamp\_ID=1095854936 [Date=7/24/2007] [FileNumber=319110-0]  
[5f32322e557dbe4688429bcc1ac6a82b689eb487a28855781fbdb00fb7897ce8afd0  
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